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11 LELAND STANFORD JUNIOR UNIVERSITY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

11 JAMES LEE STEWART, an individual,) CASE NO. C07 04061 RS
12 Plaintiff,)
13 vs.) **STIPULATION RE: TIME AND**
14 LELAND STANFORD JUNIOR UNIVERSITY,) **[PROPOSED] ORDER**
15 Defendant.) U.S. District Court Local Rules
) Local Rule 6-1

17 Pursuant to the U.S. District Court Local Rules, Local Rule 6-1, the parties hereby
18 stipulate regarding time. The Court held a hearing on its Order to Show Cause Re: Dismissal of
19 the Complaint (Declaratory Relief) on March 17, 2008, at 9 a.m. The Court continued the matter
20 to April 21, 2008 at 9 a.m. for Further Order to Show Cause re: Dismissal.

21 Counsel for Defendant Stanford University (“Stanford” or “Defendant”) agreed to accept
22 service of the Complaint (Declaratory Relief), file-stamped August 8, 2007 (“Complaint
23 (Declaratory Relief)”, as offered at the hearing on Order to Show Cause re: Dismissal, confirmed
24 to Plaintiff’s counsel by telephone, effective April 3, 2008. Counsel for the parties agreed to a
25 date for Stanford’s responsive pleading to Plaintiff’s Complaint (Declaratory Relief) of Friday,
26 April 18, 2008. On several occasions since the hearing, Counsel for the parties met and
27 conferred by phone to attempt early resolution of this matter.

28 Following telephonic meet and confers between counsel, on April 8, 2008, Defendant

1 wrote Plaintiff, setting forth its legal position, disclosing documents supporting its position, and
2 requesting that Plaintiff withdraw and dismiss Plaintiff's Complaint (Declaratory Relief) in its
3 entirety, on or before April 11, 2008. Defendant also notified Plaintiff that if he did not do so,
4 Plaintiff could be subject to Defendant's Motion under Federal Rule of Civil Procedure, rule 11.
5 Plaintiff's counsel has been in arbitration hearings April 9 through April 14, 2008, limiting the
6 time within which he could analyze and respond to Defendant's position statement and request.

7 The parties are attempting to resolve this matter in a manner that will limit the Court's
8 dedication of judicial resources to this case, and pursuant to that, hereby enter this stipulation to
9 extend time. The parties hereby stipulate that in order to allow Plaintiff additional time,
10 Plaintiff's counsel will respond to Stanford's April 8, 2008 position statement on or before
11 April 22, 2008. If Plaintiff's response is something other than withdrawal and dismissal of
12 Plaintiff's Complaint (Declaratory Relief) in its entirety, Defendant will have up to and including
13 May 16, 2008 within which to answer or otherwise respond to Plaintiff's Complaint (Declaratory
14 Relief).

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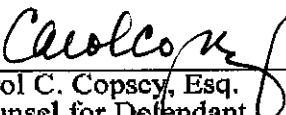
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1 It is so stipulated.
2 Dated: 4/15/08



Steve Zavodnick, Esq.
Counsel for Plaintiff
James Lee Stewart

5 Dated: April 16, 2008
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Carol C. Copsey, Esq.
Counsel for Defendant
Leland Stanford, Jr. University

10 [PROPOSED] ORDER

11 Having reviewed the parties' stipulation, the Court hereby orders that pursuant to the
12 parties' request, it is So Ordered.

13 Dated: _____

14 Hon. James Ware
U.S. District Court Judge

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